

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

Harrisonburg Division

JOANNE HARRIS and JESSICA DUFF, and)
 CHRISTY BERGHOFF and VICTORIA KIDD,)
 on behalf of themselves and all others similarly)
 situated,)

Plaintiffs,)

V.)

Civil Action No. 5:13-cv-00077-MFU-RSB

JANET M. RAINEY, in her official capacity as)
State Registrar of Vital Records; THOMAS E.)
ROBERTS, in his official capacity as Staunton)
Circuit Court Clerk,)

Defendants.)

DEFENDANT RAINEY'S MOTION TO DISMISS AS MOOT

Defendant Janet M. Rainey, in her official capacity as State Registrar of Vital Records, moves the Court to dismiss this case as moot, for the reasons stated in the accompanying brief.

Respectfully submitted,

JANET M. RAINEY, in her official capacity as State Registrar of Vital Records

By: /s/

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CERTIFICATE OF SERVICE

I hereby certify that on October 29, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to the counsel of record for Plaintiffs.

By: /s/
Stuart A. Raphael